



09-10-03

RCE/1700
PTO/SB/30 (08-03)
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Request For Continued Examination (RCE) Transmittal

Address to:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/940,954
Filing Date	August 28, 2001
First Named Inventor	Ulrich Meisen
Art Unit	1756
Examiner Name	Christopher D. Rodee
Attorney Docket Number	Mo-6419/LeA 34,865

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☒ Other Terminal Disclaimer

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-2527
- a. ☒ RCE fee required under 37 CFR 1.17(e)
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Terminal Disclaimer Fee
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Godfried R. Akorli	Registration No. (Attorney/Agent)	28,779
Signature		Date	September 9, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

Express

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as ~~first-class~~ mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

EUI942981224IIS

Name (Print/Type)	Sara Sue Riley	Date	September 9, 2003
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/11/2003 RMEBRAHT 00000101 502527 09940954

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PATENT APPLICATION
Mo-6419
LeA 34,865

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TC 1700

APPLICATION OF)
ULRICH MEISEN) GROUP NO.: 1756
SERIAL NUMBER: 09/940,954) EXAMINER: C. D. RODEE
FILED: AUGUST 28, 2001)
TITLE: TONER CONTAINING)
MAGNETITE PARTICLES)

RESPONSE AND AMENDMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

In accordance with statements of the Advisory Action in the case, Applicants file this response including a Terminal Disclaimer in order to advance the application to allowance.

Applicants take this opportunity to acknowledge with appreciation the entry of the amendment of June 9, 2003, upon filing Notice of Appeal, and the withdrawal of the section 112 and 103(a) rejections, as stated in the Advisory Action.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an enveloped addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 9/9/03

Date
Godfried R. Akorli Reg. No. 28,779
Name of applicant, assignee or Registered Representative
Signature
September 9, 2003
Date